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Message Text

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ACTION SS-30

INFO OCT-01 ISO-00 /031 W
---------- 127049
R 311829Z OCT 73
FM USMISSION USUN NEW YORK
TO SECSTATE WASHDC 656
INFO AMEMBASSY MEXICO CITY
USMISSION GENEVA

C O N F I D E N T I A L USUN 4345
EXDIS
E.O. 11652: GDS
TAGS: PFOR, EGEN, UN, MX
SUBJECT: MEXICAN CHARTER OF ECONOMIC RIGHTS AND DUTIES
OF STATES

REF: STATE 212620 (NOTAL)

1. SUMMARY: AMBASSADOR FERGUSON MET OCT 30 WITH MEXICAN FONSEC RABASA, GONZALEZ-GALVEZ (MEXICAN CHAIRMAN OF SIXTH COMITE), AND GALLARDO MORENO (MEXICAN REP IN SECOND COMITE) REGARDING SUBJECT ITEM. FERGUSON REASSURED THE FONSEC OF USG SUPPORT OF MEXICAN DRAFT RES ON SUBJECT ITEM. END SUMMARY.

2. FONSEC RABASA OPENED DISCUSSION BY INDICATING HE HAD DISCUSSED SUBJECT ITEM WITH SECSTATE KISSINGER AND HAD ALSO BEEN INFORMED OF FERGUSON'S CONVERSATIONS WITH GONZALEZ-GALVEZ ON OCTOBER 25 AND WITH GALLARDO MORENO ON OCTOBER 26. HE INQUIRED AS TO CURRENT US POSITION ON MEXICAN DRAFT RES TO BE INTRODUCED IN SECOND COMITE AFTERNOON OCT 30. RABASA INDICATED CONCERN THAT US REP (FERGUSON) RAISED ISSUE OF WORDING OF MEXICAN DRAFT RES; PARTICULARLY WORDING OF PARA 4 WHICH INCLUDED LANGUAGE "...AS A FIRST STEP, ETC., ETC." IN HIS OCT 25 AND 26 CONVERSATIONS.

3. FERGUSON INDICATED THAT ON OCT 25 AND 26 HE HAD BEEN ACTING UNDER INSTRUCTIONS TO CONSULT WITH MEXICAN REPS ALONG LINES OF SUGGESTED LANGUAGE CHANGES WHICH WOULD CONFIDENTIAL

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HAVE MADE IT POSSIBLE FOR USG NOT MERELY TO SUPPORT MEXICAN DRAFT RES BUT ALSO TO CO-SPONSOR. FERGUSON ASSURED RABASA THAT US WOULD SUPPORT DRAFT RES AS WRITTEN. (FYI: THIS ASSURANCE BASED ON TELCON INSTRUCTIONS FROM

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DEPARTMENT. END FYI.) FERGUSON FURTHER INDICATED THAT THE BASIC POSITION OF THE USG RE THIS ITEM WAS THAT OF COOPERATION WITH MEXICO TOWARD REACHING A BALANCED DOCUMENT WHICH WOULD BE DECLARATORY RATHER THAN ONE WHICH IMPOSED INTERNATIONAL OBLIGATIONS AND DUTIES AND SPECIFIED RIGHTS IN INTERNATIONAL LAW. HE ADDED THAT USG WELCOMED PROCEDURAL NATURE OF MEXICAN DRAFT RES.

4. RABASA REPLIED THAT IN HIS CONVERSATIONS WITH SECSTATE HE UNDERSTOOD US POSITION WOULD BE FAVORABLE TO AN ULTIMATE CHARTER WHICH WOULD BE BALANCED IN THE SPECIFICATION OF RIGHTS AND DUTIES AND WOULD NOT "IN FIRST STAGES" BE IN THE FORM OF TREATY OR DOCUMENT PURPORTING TO BE LEGALLY BINDING.

5. GONZALEZ-GALVEZ INDICATED THAT THERE MIGHT WELL BE AMENDMENTS FROM THE FLOOR FROM "SOME OF THE WILDER NON-ALIGNED" CALLING FOR AN INSTRUMENT LEGALLY BINDING ON PARTIES. ACCORDING TO GONZALEZ-GALVEZ, MEXICO WILL SEEK TO HAVE AMENDMENTS ROLLED BACK. FERGUSON INDICATED THAT AGAINST SUCH EVENTUALITY USG WOULD BE COMPELLED TO MAKE ITS POSITION ON THAT ISSUE CLEAR. HE AGAIN ASSURED FONSEC AND HIS COLLEAGUES THAT THEY WOULD COUNT ON USG SUPPORT OF MEXICAN DRAFT RES AS INTRODUCED.

6. FYI: AMB SCALI AND FONSEC RABASA ARE SCHEDULED FOR CONVERSATIONS THIS AND OTHER MATTERS THURSDAY, NOVEMBER 1. END FYI.
SCALI

NOTE BY OCT: EXDIS CAPTION ADDED PER S/S-O - MR. TWOHIE.

CONFIDENTIAL

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